

CLAYTON COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting
7:00 P.M.

February 2, 2016

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PRESENT: Chairman Jeffrey E. Turner, Vice-Chairman Sonna Gregory, Commissioner Gail Hambrick, Commissioner Michael Edmondson, Commissioner Shana M. Rooks, and Clerk Sandra T. Davis.

1. Chairman Turner called the meeting to order.
2. Invocation was given by Father Allen Fisher of the Anglican Church of St. Francis, Jonesboro, Georgia. The Pledge of Allegiance to the flag was led by Chairman Turner.
3. Amended the agenda by Removing Item No. 28 - INTERVIEWS: Zoning Administrator position. Vote unanimous. Motion by Commissioner Rooks, second by Chairman Turner, to adopt the agenda as amended. Vote unanimous.
4. Approved the January 19, 2016 Regular Business Meeting minutes. Vote unanimous.
5. PUBLIC COMMENT: Citizens will be given a three (3)-minute maximum time limit to speak before the Board of Commissioners about various topics, issues, and concerns. Following thirty minutes of hearing from the public, the Board of Commissioners will allow the remainder of citizens who have signed up to be heard at the next Tuesday business meeting.
 1. Carl Swensson, unincorporated Clayton County resident, states that he is in suffrage and angry because the entire police force is writing tickets for failure to carry insurance yet the entire county of Clayton has zero insurance except for what is claimed to be self-insurance. Mr. Swensson also claims that more importantly each of the Commissioners and the Chairman took an oath to the Constitution, a solemn promise to uphold the document. Mr. Swensson explains that the Constitution states limitations of government and guarantees the rights citizens have. Mr. Swensson goes on to state that in the year 1957, the Georgia legislature passed the Georgia Memorial to Congress. He explains that this document states the 14th amendment was an illegal document- a contract that was signed for the citizens. He states that the Board is allowing federal tax dollars to come into the county with strings attached, so that havoc will follow. Mr. Swensson states that the grants, awards, and "free money" the county is receiving do not exist because everything has a cost; and there is no such thing as "free money".
6. PROCLAMATION: "Clayton County Observes Severe Weather Awareness Week February 1 - 5, 2016". (Presented by Chairman Turner)

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7. PROCLAMATION: “Clayton County Recognizes 911 Dispatcher Daeontae R. Smith, who played an instrumental role in assisting an assault victim”. (Presented by Commissioner Hambrick)
8. PRESENTATION: “The Status of the Blueprint Plan”. (Presented by Pedro Cherry- Chairman of the Atlanta Aerotropolis Alliance and Jon Tuley with the Atlanta Regional Commission)

Chairman Turner recognized Jeff De Tar, the new Mayor of Morrow and former Governor Roy Barnes in attendance.

Mr. Pedro Cherry - Chairman of the Atlanta Aerotropolis Alliance provided a brief introductory of the Atlanta Aerotropolis Alliance and thanks the Board for their time and cooperation. Mr. Cherry invited Addy Weber – a consultant with Jacobs firm (with whom we developed a blueprint plan with) to the stand to explain the future plans of Atlanta Aerotropolis Alliance.

Ms. Addy Weber explained the blueprint process, stating that we are looking at the airport to make sure we are leveraging it to the best of our abilities. Ms. Weber explained that they want to make sure the region, local and regional municipalities and counties are capitalizing on the asset available. There are only 25 out of 50 cities that are also embarking on this venture, and since Atlanta has one of the busiest airports in the world, we are at the forefront of this process.

Ms. Weber stated that there has been a \$32.5 billion elevation in direct economic impact since last year and it has only increased since then making it the biggest driving force in the metro economy and in Georgia. To assist Clayton County and the counties around it, the Alliance was created to better unlock the potential of the airport within the municipalities and counties. Ms. Weber stated that the Marta expansion into Clayton County is one of the many recent developments to the county. Also included in recent developments is 5-Star Hotels being built in the city, a Gateway Center Marriot, the Flight Museum, and other assets that we should be proud to claim.

Ms. Weber explained that since the alliance was created two (2) years ago, it has currently accomplished a development of a network of partners. There has been a SMART Airports and Regions Conference in April 2015 of approximately 600 delegates from 16 different countries that was brought in to identify how we can stand out above the competition and see what the competitors are doing. There has been two Trade Missions, two competitive intelligence trips, a development of the Airport Area Brand, high level framers such as our blueprint for Atlanta Aerotropolis, and investors from Clayton County, Henry County, Fulton County, and South-Fulton are also included in this growing network of partners and organizations. Ms. Weber stated that at the SMART Airports and Regions

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Conference of April 2015, the needs, concerns and growing economic industries, Atlanta strengths within the city and the airport were discussed.

Ms. Weber explained that with Aerotropolis Atlanta, part of the alliance's effort is going to be how are we going to sell this plan as one (1) Aerotropolis instead of a whole group of ten (10) cities and three (3) counties in that expansion. Ms. Weber states the blueprint plan last year looked at providing a high level strategic framework for growth and development. Part of that strategic framework looked at time distance, including a five to ten minute drive time and began with a distance of a 10 mile boundary. She stated that this boundary quickly expanded however to Buckhead, Sandy Springs, and even to the port of Savannah, Georgia when factoring a more realistic drive time. Ms. Weber explained that the time distance factor is really decided upon if the catalytic industries will be placed in the best supporting areas of the airport and the surrounding industries.

Ms. Weber stated that a lot of industry sectors were looked at for this blueprint plan, but only five (5) made it to the top of our list because of their existing infrastructures. These five (5) sectors include but are not limited to aerospace, logistics, the port of Savannah, access to interstates such as I-75, I-85, I-285, food-ad business such as capitalizing in the State Farmers Market, multi-media production including the film industry in Atlanta and the industry's relation to workforce and education, Mountain-View, and finally bio-life sciences. Ms. Weber stated that there are several catalytic projects we looked at and most were based on the time-distance. For instance, does Mountain-View have more destination retail outlet centers or is it more industrial and would that be competing with what is happening on the west side of the airport. Therefore, how do you leverage that to ensure there is successful competition, but there is also a unique area of opportunity to help it grow. We really looked at an application of industries in the airport area to strengthen the surrounding areas. These surrounding areas include College Park with Airport City, Hapeville, Delta, Mountain-View, "Cargo City" to the South of the airport and other key linkages. Ms. Weber stated that how these key linkages are strengthened is with the expansion of Marta in Clayton County, and making sure that comes back to all of the opportunities at the airport.

Ms. Weber stated that looking ahead there are four (4) big areas that we saw the alliance and the area around assisting us moving forward and although there is a lot of work to be done, it will be successful. The four (4) categories were organizational, including identifying champions such as Clayton County, branding and marketing, making sure the catalytic sites in the blueprint are ready for process, establishing a One Stop Shop so any industry can be supported, and transportation such as the Marta stations.

Ms. Weber explained that in this year of 2016, there will be a continuation of the promoting of the Atlanta Aerotropolis brand, continuing the partnership with existing CIDs, creating workforce

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collectives for future capitalization, and a gateway study for further development with the blueprint plan.

In conclusion, Ms. Weber stated that the airport here in Atlanta is a regional and statewide economic engine and the blueprint plan supports this. She states the airport is our gateway and promotes “Quality Regional Growth”. Ms. Weber states that Aerotropolis Alliance will continue to expand appropriately in the oncoming future.

Chairman Turner asked Addy Weber for each of the board members to receive a copy of the “The Status of the Blueprint Plan” presentation.

9. Considered the requests of Debra Brewer, Director of Central Services. (NOTE: The entire Purchasing Ordinance for Clayton County, Georgia can be viewed on the MuniCode website. Citizens can access this website via the following website address: <http://library.municode.com/index.aspx?clientId=10562>.)

- 1) Approved the **Recommendation for the Purchase of Dell Computers: SWC #2016-01 Utilizing Statewide Contract #SWC99999-SPD-T20120702**. (\$180,088.00 / Dell Computer Inc., located in Round Rock, Texas. Funding is available through the FYE 2016 Information Technology Minor Computer Equipment funds). As requested by the Department of Information Technology. Pursuant to Section 2-136 (7) of the Clayton County Code of Ordinances, General Purchasing Methods; Central Services must determine if other products or service providers can satisfy the procurement requirements before making a determination of sole source procurement. Sound procurement practice requires that sole source purchases be used when it is the only option and not as an attempt to contract with a favored service provider for a favored product. The Purchasing Agent requires all sole source providers to supply a letter stating that they are the sole source for a given product or service and why they are considered to be the sole source (technology, patents, etc.). All sole source purchases will be clearly defined when presented to the Clayton County Board of Commissioners. Vote unanimous.

- 2) Approved the **Request to Sell County Surplus Property and Equipment**. Pursuant to Section 2-20, 2-29 and 2-146 of the Clayton County Code of Ordinances, Sale of County Property. Per Section 2-20, the head of the department in charge of the property shall certify to the purchasing agent that certain itemized property in the custody of the department is no longer useful in the service of the county. Upon such certification, the purchasing agent shall, at public sale, in his discretion, sell the unserviceable property and remit the proceeds from the sale to the county fiscal authority, crediting the department from which the property was obtained with the amount of the proceeds. Per Section 2-29, no property belonging to Clayton County shall be

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sold, transferred or conveyed without due consideration by the board of commissioners for value received by Clayton County from said sale, transfer or conveyance. Per Section 2-146, when it is deemed advisable to dispose of any personal property owned by the county and used by the various departments thereof, or to dispose of personal property under the supervision of the board of commissioners, the sale of the property shall be made by the purchasing agent. The purchasing agent shall confer with the head of the department desiring to sell the property, with the object of getting the best possible price in making the sale. Vote unanimous.

3) Approved the **Recommendation for Award: 2016-02 PC – Online Auction Service for Disposal of Surplus for Clayton County, Georgia.** (GovDeals, located in Montgomery, Alabama. This is a revenue generating contract with the cost for auction services being deducted from the sale proceeds in amount not to exceed 5% of the gross receipts). Pursuant to Section 2-114 of the Clayton County Code of Ordinances, Cooperative Purchasing Methods; the County may join with other governmental units in cooperative purchasing plans when the best interest of the county would be served thereby. The Clayton County Board of Commissioners makes the final award for cooperative purchases of \$35,000.00 and greater. Vote unanimous.

4) Inconclusive Vote for Action on the **Recommendation for Award: RFP #15-20 Banking and Merchant Services for Clayton County, Georgia – Annual Contract.** (Wells Fargo Bank, N.A., located in Atlanta, Georgia. Funding is available through the Bank/Credit Card Services Charges Account). As requested by the Department of Finance. Pursuant to Section 2-136 (2) of the Clayton County Code of Ordinances, General Purchasing Methods; Clayton County utilizes the competitive sealed proposal method when the competitive sealed bid method is neither practical nor advantageous and when cost is not the primary consideration. The competitive sealed proposal method will be used when the costs of goods and services exceed \$25,000.00. All goods and services in the excess of \$25,000.00 are required to be purchased through the sealed proposal process, or negotiated by the Director of Central Services with full Board of Commissioners' approval. The Clayton County Board of Commissioners makes the final award for all non-budgeted proposals of \$35,000.00 and greater. Inconclusive Vote of 2 – 2. Vice-Chairman Gregory and Commissioner Hambrick opposed. Commissioner Edmondson abstained for cause.

Chairman Turner asked Commissioner Edmondson to state his cause for abstaining. Commissioner Edmondson stated he abstained since he is an employee of Wells Fargo Advisors.

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Commissioner Rooks asked Ramona Bivins, Chief Financial Officer how long we have been with Wells Fargo and why is there an issue now with Wells Fargo. Ms. Bivins stated that we have not had any problems with Wells Fargo and we have been with Wells Fargo for years. She then notated the transitions of the bank leading to the current Wells Fargo banking institution.

Commissioner Rooks asked Ms. Bivins that since Wells Fargo is the highest scoring vendor with the lowest cost that if we go with the next vendor, will we pay more money. Ms. Bivins responded that is correct and that the cost with Wells Fargo will be much less than what we have been operating under with an old South Trust bank agreement. She states they accepted what was acquired during each transition period.

Commissioner Rooks asked Ms. Bivins what will be the impact if the board does not make a decision tonight on this recommendation. Ms. Bivins stated we will forgo our savings and bank service fees however there will be no impact with the current vendor in terms of budget if a decision is not made tonight. Chairman Turner asked Ms. Bivins will there be a disruption in services if a decision is not made tonight. Ms. Bivins stated there will be no disruption in services if a decision is not made tonight.

Commissioner Rooks asked Ms. Bivins will we forgo savings and if so how much. Ms. Bivins replied that it depends on our volume and whether our volume changes or not. Ms. Bivins explained that based on an analysis calculated from our June usage and twelve (12) months analyzation, the pricing they are proposing in relation to our current price would be \$64,874.00. The revised charges would be approximately \$53,000.00 and savings of \$11,699.00. Ms. Bivins further explained that however, it will be even more than that. Ms. Bivins explained that because of the banking industry we have a non-interest bearing account and receive a credit for our funds we do have that offset our fees. Our fees are solely based on our usage and we don't incur any fees unless we use service with the bank. The bank also agreed to increase our earnings credit from 0.35% to 0.4%, ultimately making our fees decrease.

Commissioner Rooks asked are we fiscally responsible. Ms. Bivins responded that in her opinion yes.

5) Approved the **Recommendation for Renewal of the County's Crime Policy.** (\$9,960.00 / Edgewood Partners Insurance Center (EPIC) Insurance Brokers and Consultants, utilizing Berkley Reginal Insurance Company. Renewal Period of March 1, 2016 through March 1, 2017. Funding is available through the County's General Fund). Vote unanimous.

6) Approved the **Recommendation for Renewal of the Public Officials Position Schedule Bond Policy.** (\$11,787.00 / Edgewood Partners Insurance Center (EPIC) Insurance Brokers and Consultants, utilizing Western Surety Company. Renewal Period of March 1, 2016

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through March 1, 2017. Funding is available through the County's General Fund). Vote unanimous.

10. Considered requests of Ramona Bivins, Chief Financial Officer.

1) Approved Budget Amendment #2-25/Other General Government/FYE 6-30-16 - To provide funds resulting from the intergovernmental agreement with the Development Authority, in the amount of \$700,000. Vote unanimous.

2) Approved Budget Amendment #2-26/Sheriff/FYE 6-30-16 - To amend in revenue received from the Department of Justice for the State Criminal Alien Program, in the amount of \$80,758. Vote unanimous.

3) Approved Budget Amendment #4-58/2009 SPLOST/FYE 6-30-16 - To appropriate funds from fund balance to provide funding for fencing and lighting replacement at Bonanza Mini Park tennis courts, in the amount of \$20,500. Vote unanimous.

4) Approved Budget Amendment #4-59/2009 SPLOST/FYE 6-30-16 - To appropriate funds from fund balance to provide funding for Cisco IPICS Implementation and additional equipment needed for the PSDN Project, in the amount of \$47,249. Vote unanimous.

5) Approved Budget Amendment #4-60/2009 SPLOST/FYE 6-30-16 - To appropriate funds from fund balance to provide funding for renovations to the building at Rivers Edge Greenway, in the amount of \$20,000. Vote unanimous.

11. Died due to lack of second. Resolution 2016-17 - A Resolution to establish the process for the petition for and placement of parking related signage within unincorporated Clayton County.

***Synopsis:** The County wishes to establish a process for the petition for and placement of parking related signage within the unincorporated areas of Clayton County in an effort to deter prohibited parking on the right-of-ways of roads, streets, thoroughfares, and other avenues of travel.*

12. Died due to lack of second. Resolution 2016-18 - A Resolution authorizing Clayton County to grant a facility use request and enter into a license agreement with Rainbow House, Inc. to sponsor and host a 5K Fundraiser race, at Clayton County International Park.

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Synopsis: *Rainbow House will sponsor and host a 5K fundraiser race on April 16, 2016 from 1:00 p.m. to 8:00 p.m. at Clayton County International Park.*

13. Died due to lack of second. Resolution 2016-19 - A Resolution authorizing Clayton County to grant the facility use request and enter into a license agreement with the Humane Society and SPCA of Clayton County Inc. providing for the terms and conditions under which a car and motorcycle show will be hosted at the Clayton County International Park.

Synopsis: *The Humane Society and SPCA of Clayton County Inc. wishes to utilize the parking lot at Clayton County International Park on April 23, 2016 from 10:00 a.m. until 6:00 p.m. to host its "Wags and Wheels" Car and Motorcycle Show, which will serve as a fundraiser and include food vendors and musical entertainment.*

14. Died due to lack of second. Resolution 2016-20 - A Resolution authorizing Clayton County to enter into an agreement with the Georgia Department of Revenue for the use of certain motor vehicle records.

Synopsis: *This agreement between Clayton County and Georgia Department of Revenue permits American Traffic Solutions access to tag registration files for the red light camera enforcement project.*

15. Died due to lack of second. Resolution 2016-21 - A Resolution authorizing Clayton County to enter into a license agreement to allow the Hailey Bankhead Foundation, Inc. to sponsor and host a 5K Walk/Run for childhood cancer awareness at Clayton County International Park.

Synopsis: *The Hailey Bankhead Foundation, Inc. desires to sponsor and host its 5K Walk/Run for childhood cancer awareness on May 14, 2016 from 6:00 a.m. to 1:30 p.m. at the Clayton County International Park.*

16. Died due to lack of second. Resolution 2016-22 - A Resolution authorizing Clayton County to enter into a professional services contract with Expert Discovery, LLC to perform a forensic audit to detect, document and arrange for collection of unpaid 911 and/or E911 fees that should have been remitted by telecommunication providers to the County.

Synopsis: *The Board deems the County will best be served by contracting with Expert Discovery, LLC and engaging the Barnes Law Group, LLC and Harris Penn Lowry, LLP for the purpose of locating and recovering underpaid, uncollected, and/or unremitted 911 or E911 fees due to the County.*

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17. Died due to lack of second. Resolution 2016-23 - A Resolution authorizing Clayton County to enter into a performance partnership agreement with the Georgia Emergency Management Agency-Homeland Security in accordance with the fiscal year 2015 Emergency Management Performance Grant Program.

***Synopsis:** The County has been awarded a Fiscal Year 2015 Emergency Management Performance Grant from Georgia Emergency Management Agency-Homeland Security (GEMA-HS) in the amount of \$77,827.00 with a 50% match from the County of \$77,827.00, for a total of \$155,654.00, for the purpose of ensuring the County is fully prepared to help citizens in time of emergency.*

18. Died due to lack of second. Order for Remission: State of Georgia vs. Deanthony Bernard Gaither and Free At Last Bail Bonds.

***Synopsis:** An Order to pay Surety 50% of the bond amount under O.C.G.A § 17-6-72(e) (2), which will be \$1,750.00.*

Chief Staff Attorney Christie Barnes requested an executive session for personnel and litigation.

19. Received Appointment of Shonterria Martin Stokes to the Board of Ethics to fill a seat as appointed by the Clayton County Bar Association. The initial term is four years expiring on February 2, 2020.
20. Received Appointment of Samuel C. Dixon to the Board of Ethics to fill a seat as appointed by Clayton State University, Office of the President. The initial term is two years expiring on February 2, 2018.
21. Approved the Appointment of Walter Nix to the Board of Ethics to fill a seat as appointed by the Chairman of the Board of Commissioners. The initial term is four years expiring on February 2, 2020. (*Chairman Turner's appointment*). Vote unanimous.
22. Approved the Appointment of Joshua Byrd of Ellenwood, Georgia to the Board of Ethics to fill a seat as appointed by the Board of Commissioners. The term is one year expiring on February 2, 2017. (*District One appointment- Vice Chairman Sonna Gregory*). Vote unanimous.
23. Approved the Appointment of Claudia de Guzman to the Animal Control Board to fill the unexpired term of Paige Turner and a full term (*resigned*). The term is four years expiring on

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March 12, 2020. (Full Board Appointment). [Commissioner Edmondson's recommendation].
Vote unanimous.

24. Held Appointment to the Animal Control Board to fill the expiring term of Gloria McCain. The term is four years expiring on March 12, 2020. (Full Board Appointment)
25. Approved the Reappointment of Jim Carter to the Animal Control Board to fill the expiring term for which he is currently serving. The term is four years expiring on March 12, 2020. (Full Board Appointment). [Commissioner Edmondson's recommendation]. Vote unanimous.
26. Held Appointment to the Animal Control Board to fill the expiring term of Tameka West. The term is two years expiring on March 12, 2018. (Full Board Appointment)
27. Approved the Reappointment of Dr. Don McMillian, Sr. to the Animal Control Board to fill the expiring term for which he is currently serving. The term is two years expiring on March 12, 2018. (Full Board Appointment). [Commissioner Edmondson's recommendation]. Vote unanimous.

Motion made by Commissioner Rooks, second by Chairman Turner, to go into Executive Session to discuss personnel and litigation at 7:48 p.m. Vote unanimous.

Motion made by Chairman Rooks, second by Chairman Turner, to go out of Executive Session at 9:07 p.m. Vote unanimous.

Motion made by Commissioner Rooks, second by Chairman Turner, to reconvene the Regular Business Meeting at 9:09 p.m. Vote unanimous.

There being no further business to discuss, motion by Commissioner Rooks, second by Chairman Turner, to adjourn the Regular Business Meeting of February 2, 2016 at 9:09 p.m. Vote unanimous.